



Senate

General Assembly

February Session, 2016

File No. 171

Senate Bill No. 311

Senate, March 23, 2016

The Committee on General Law reported through SEN. LEONE of the 27th Dist., Chairperson of the Committee on the part of the Senate, that the bill ought to pass.

AN ACT CONCERNING FOOD ENRICHMENT REQUIREMENTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 21a-28 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2016*):

3 [(a)] It shall be unlawful for any person to manufacture, mix,
4 compound, sell or offer for sale in this state for human consumption
5 any flour, bread, rolls, corn meal, grits, rice or macaroni, unless such
6 [flour is enriched] food products, before retail sale, [in conformance
7 with federal standards enumerated in 21 Code of Federal Regulations
8 Part 137, as may be amended from time to time and unless] meet the
9 standards of identity, quality and fill of container set forth in section
10 21a-100. The commissioner may require such person [provides] to
11 provide evidence of compliance as required by regulations issued by
12 the commissioner under the provisions of chapter 54.

13 [(b) It shall be unlawful for any person to manufacture, mix,
14 compound, sell or offer for sale in this state for human consumption

15 any white bread or rolls unless such bread and rolls are enriched,
16 before retail sale, in conformance with federal standards enumerated
17 in 21 Code of Federal Regulations Part 136, as may be amended from
18 time to time and unless such person provides evidence of compliance
19 as required by regulations issued by the commissioner under the
20 provisions of chapter 54.

21 (c) It shall be unlawful for any person to manufacture, mix,
22 compound, sell or offer for sale in this state for human consumption
23 any corn meals or corn grits unless such products are enriched, before
24 retail sale, in conformance with federal standards enumerated in 21
25 Code of Federal Regulations Part 137, as may be amended from time to
26 time and unless such person provides evidence of compliance as
27 required by regulations issued by the commissioner under the
28 provisions of chapter 54.

29 (d) It shall be unlawful for any person to manufacture, mix,
30 compound, sell or offer for sale in this state for human consumption
31 any rice unless such rice is enriched, before retail sale, in conformance
32 with federal standards enumerated in 21 Code of Federal Regulations
33 Part 137, as may be amended from time to time and unless such person
34 provides evidence of compliance as required by regulations issued by
35 the commissioner under the provisions of chapter 54.

36 (e) It shall be unlawful for any person to manufacture, mix,
37 compound, sell or offer for sale in this state for human consumption
38 any macaroni unless such macaroni is enriched, before retail sale, in
39 conformance with federal standards enumerated in 21 Code of Federal
40 Regulations Part 139, as may be amended from time to time and unless
41 such person provides evidence of compliance as required by
42 regulations issued by the commissioner under the provisions of
43 chapter 54.]

This act shall take effect as follows and shall amend the following sections:		
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Section 1	July 1, 2016	21a-28
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GL *Joint Favorable*

The following Fiscal Impact Statement and Bill Analysis are prepared for the benefit of the members of the General Assembly, solely for purposes of information, summarization and explanation and do not represent the intent of the General Assembly or either chamber thereof for any purpose. In general, fiscal impacts are based upon a variety of informational sources, including the analyst's professional knowledge. Whenever applicable, agency data is consulted as part of the analysis, however final products do not necessarily reflect an assessment from any specific department.

OFA Fiscal Note***State Impact:*** None***Municipal Impact:*** None***Explanation***

The bill is technical and results in no fiscal impact.

The Out Years***State Impact:*** None***Municipal Impact:*** None

OLR Bill Analysis**SB 311*****AN ACT CONCERNING FOOD ENRICHMENT REQUIREMENTS.*****SUMMARY:**

This bill eliminates the mandatory enrichment requirement for rice, flour, macaroni, white bread or rolls, and corn meal or grits. Enrichment refers to adding essential elements (e.g., iron) or vitamins to food.

Current law generally makes it unlawful to manufacture, mix, or compound these foods, or sell or offer them for sale in Connecticut unless they are enriched according to federal standards. Under the bill, these foods no longer need to be enriched. Instead, they must meet (1) federal regulatory standards of identity, quality, and fill of container under the Food, Drug, and Cosmetic Act or (2) in the absence of such regulations, regulatory requirements that the consumer protection commissioner and the director of the agricultural experiment station may establish (see BACKGROUND). As under existing law, the commissioner may adopt regulations and require evidence of compliance (CGS § 21a-29).

Under the bill, violators are subject to a fine of up to \$100, three months imprisonment, or both, for a first offense and up to \$500, one year imprisonment, or both, for subsequent offenses. This is the penalty under current law for violating the mandatory enrichment requirement (CGS § 21a-30).

EFFECTIVE DATE: July 1, 2016

BACKGROUND***Federal Regulations***

Regulations adopted under the Food, Drug, and Cosmetic Act set

standards for food ingredients, manufacturing processes, and packaging. Among them, the standards provide the specific type and level of enrichment required for a food to be labeled as “enriched.” There is also a corresponding standard of identity for the unenriched version of each food (21 C.F.R. Parts 136, 137, and 139).

COMMITTEE ACTION

General Law Committee

Joint Favorable

Yea 17 Nay 0 (03/11/2016)